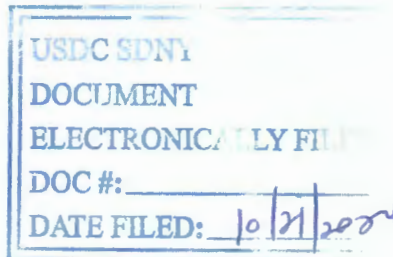


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MEETINGS BY APPOINTMENT ONLY

October 18, 2024

VIA ECFHonorable Colleen McMahon, U.S.D.J.
United States District Court
Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St.
New York, New York 10007Re: **Scott Cawthon v. Vu the Long, et al.;**
Docket No.: 1:23-cv-10374

Dear Judge McMahon:

Our firm represents plaintiff Scott Cawthon ("Plaintiff") in the above-captioned matter. We write regarding the pretrial conference currently scheduled for October 24, 2024.

While we recently heard from defendants' counsel, we have not received a response to our latest settlement demand. Moreover, it appears defendants are refusing, after multiple requests, to sign a waiver of service. Similarly, it appears defendants have no interest in appearing in this case. Accordingly, we intend to file a motion for alternative service next week. That said, we respectfully request that the October 24th conference be adjourned.

10/21/2024
The conference will not be adjourned. This case is almost a year old.

If service has not yet been effected, and no request for an extension was made, why should I not just dismiss it?

Furthermore, I am scheduled to present a CLE course on October 24th from 12:00 pm to 2:00 pm. For that additional reason, I respectfully request that the conference be adjourned.

We thank Your Honor again for your time and attention to this matter.

Respectfully submitted,

NISSENBAUM LAW GROUP, LLC

BY: /s/ Anthony C. Gunst IV
Anthony C. Gunst, IV